

Caption
O.K.

D.S.
2-22-79

FEB 8 1979

By

Traeger

S.B. No. 538

A BILL TO BE ENTITLED

AN ACT

relating to compensation of members of the State Soil and Water Conservation Board; amending Subsection D, Section 4, State Soil Conservation Law, as amended (Article 165a-4, Vernon's Texas Civil Statutes)

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subsection D, Section 4, State Soil Conservation Law, as amended (Article 165a-4, Vernon's Texas Civil Statutes), is amended to read as follows:

D. Each member of the State Soil and Water Conservation Board shall take the state constitutional oath of office, and said State Soil and Water Conservation Board shall designate one of its elective members to serve as chairman.

Vacancies upon such board shall be filled for an unexpired term or for a full term, by the same manner in which the retiring members were respectively elected. Elective members of the board may receive compensation for their services on the board, not to exceed the sum of \$100 [\$30] per diem for each day of actual service rendered, but each member shall be entitled to expenses, including traveling expenses, necessarily incurred in the discharge of his duties as a member of the board.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended,

1 By: Traeger S.B. No. 538
2 (In the Senate - Filed February 8, 1979; February 12, 1979,
3 read first time and referred to Committee on Natural Resources;
4 February 22, 1979, reported favorably; February 22, 1979, sent to
5 printer.)

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8 relating to compensation of members of the State Soil and Water
9 Conservation Board; amending Subsection D, Section 4, State Soil
10 Conservation Law, as amended (Article 165a-4, Vernon's Texas Civil
11 Statutes).

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17 Board shall take the state constitutional oath of office, and said
18 State Soil and Water Conservation Board shall designate one of its
19 elective members to serve as chairman.

20 "Vacancies upon such board shall be filled for an unexpired
21 term or for a full term, by the same manner in which the retiring
22 members were respectively elected. Elective members of the board
23 may receive compensation for their services on the board, not to
24 exceed the sum of \$100 [~~\$30~~] per diem for each day of actual
25 service rendered, but each member shall be entitled to expenses,
26 including traveling expenses, necessarily incurred in the discharge
27 of his duties as a member of the board."

28 SECTION 2. The importance of this legislation and the
29 crowded condition of the calendars in both houses create an
30 emergency and an imperative public necessity that the
31 constitutional rule requiring bills to be read on three several
32 days in each house be suspended, and this rule is hereby suspended,
33 and that this Act take effect and be in force from and after its
34 passage, and it is so enacted.

35 * * * * *

36 Austin, Texas
37 February 22, 1979

38 Hon. William P. Hobby
39 President of the Senate

40 Sir:

41 We, your Committee on Natural Resources, to which was referred S.B.
42 No. 538, have had the same under consideration, and I am instructed
43 to report it back to the Senate with the recommendation that it do
44 pass and be printed.

45 Schwartz, Chairman

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

February 20, 1979

Honorable A. R. (Babe) Schwartz, Chairman
Committee on Natural Resources
Senate Chamber
Austin, Texas

In Re: Senate Bill No. 538
By: Traeger

Sir:

In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of Senate Bill No. 538 (relating to compensation of the State Soil and Water Conservation Board) to be as follows:


The bill would make no appropriation but would constitute prior legislative authorization for an appropriative request.

The probable cost of implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Cost Out of the General Revenue Fund</u>
1980	\$21,000
1981	21,000
1982	21,000
1983	21,000
1984	21,000

Similar annual costs would continue as long as the provisions of the bill are in effect.

No fiscal implication or additional cost to the State government attributable to the bill, should it be enacted, is anticipated.


Thomas M. Keel
Director

Source: Soil and Water Conservation Board; LBB Staff

88 (E)
43 EE

By: John Freeger

S.B. No. 538

A BILL TO BE ENTITLED

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72 E 4mb
I certify that the attached is a true and correct
copy of SB # 538, which was
received from the Senate on 3-5-79 and
referred to the Committee on Agriculture & Livestock
Don J. [Signature]
Chief Clerk of the House

March 11 1979 Engrossed
Latsy Spaw
Engrossing Clerk

By: Traeger

S.B. No. 538

(Martin of Live Oak)

A BILL TO BE ENTITLED

AN ACT

relating to compensation of members of the State Soil and Water
Conservation Board; amending Subsection D, Section 4, State Soil
Conservation Law, as amended (Article 165a-4, Vernon's Texas Civil
Statutes).

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Board shall take the state constitutional oath of office, and said
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elective members to serve as chairman.

"Vacancies upon such board shall be filled for an unexpired
term or for a full term, by the same manner in which the retiring
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may receive compensation for their services on the board, not to
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S.B. No. 538

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2 and that this Act take effect and be in force from and after its
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HOUSE COMMITTEE REPORT

1st. Printing

By: Traeger

S.B. No. 538

(Martin of Live Oak)

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S.B. No. 538

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3 passage, and it is so enacted.

COMMITTEE REPORT

The Honorable Bill Clayton
Speaker of the House of Representatives

April 4, 1979
(date)

Sir:

We, your COMMITTEE ON AGRICULTURE AND LIVESTOCK, to whom was referred S.B. 538
have had the same under consideration and beg to report back with the recommendation that it (measure)

- (XX) do pass, without amendment.
- () do pass, with amendment(s).
- () do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested on _____ and is attached as part of this report.
(date)

~~Author's Fiscal Statement Attached~~

The Committee recommends that this measure be placed on the ~~Local~~ (Consent) Calendar.

This measure () proposes new law.
(XX) amends existing law.

House Sponsor of Senate Measure Martin of Live Oak

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Green, Forrest, Ch.	XX			
Patterson, V.C.	XX			
Kubiak, V.C.A.				XX
Denton				XX
Garcia, Tony	XX			
Hall, Tip	XX			
Jones				XX
Keese				XX
McBee				XX
Martin	XX			
Whaley	XX			

Total:
6 aye
0 nay
0 present, not voting
5 absent

Forrest Green
CHAIRMAN
Forrest Green
COMMITTEE COORDINATOR
Jim Reynolds

By: Traeger

BILL ANALYSIS

Background Information

Currently, members of the State Soil and Water Conservation Board only receive \$30 per diem per day for compensation of their services.

Purpose

This bill would raise the amount of the per diem to reflect today's rising costs.

Section by Section Analysis

Section 1: Amends Subsection D, Article 165a-4, V.C.S. to add the words "and Water" to State Soil Conservation Board. Also raises the amount of the per diem to \$100 for each day of service rendered by the board members.

Section 2: Emergency clause.

Rulemaking Authority

It is the committee's opinion that this bill does not delegate rulemaking authority to a state officer, agency, department or institution.

Summary of Committee Action

Public notice was posted in accordance with Rule V, Section 14, Rules of Procedure of the House of Representatives and a public hearing was held April 4, 1979.

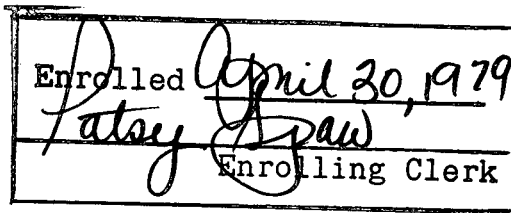
On April 4, 1979, the full committee voted to report S. B. 538 to the House without amendments and the recommendation that it do pass by a record vote of 6 ayes and 0 nays.

Witnesses testifying in favor of the bill were:

Mr. A. C. Spencer, executive director of the Texas Soil and Water Conservation Board

Other persons appearing in support of the bill but did not testify were:

Mr. J. Frank Gray, farmer,



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S.B. No. 538

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2 and that this Act take effect and be in force from and after its
3 passage, and it is so enacted.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 538 passed the Senate on March
1, 1979, by the following vote: Yeas 27, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 538 passed the House on April
27, 1979, by the following vote: Yeas 109, Nays 8, one present not
voting.

Chief Clerk of the House

Approved:

Date

Governor

By Frager

AN ACT relating to compensation of members of the State Soil and Water Conservation Board.

2-8-79

FEB 12 1979

Filed with the Secretary of the Senate

FEB 22 1979

Read, referred to Committee on NATURAL RESOURCES

Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

MAR 1 1979

Senate and Constitutional Rules to permit consideration suspended by

unanimous consent.

 yeas, nays.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of yeas, nays.

MAR 1 1979

Read second time and { ordered engrossed.
 ~~passed to third reading.~~

Caption ordered amended to conform to body of bill.

MAR 1 1979

Senate and Constitutional 3-Day Rules suspended by vote of

27 yeas, 0 nays to place bill on third reading and final passage.

MAR 1 1979

Read third time and passed by { ~~a viva voce vote.~~
 27 yeas, 0 nays.

OTHER ACTION:

Betty King

Secretary of the Senate

March 1, 1979 Engrossed

March 5, 1979 Sent to HOUSE

Patsy Spaw
ENGROSSING CLERK

MAR 5 1979

Received from the Senate

MAR 6 1979

Read first time and referred to Committee on

Agriculture + Livestock
Natural Resources

APR 4 1979

Reported favorably ~~amended~~, sent to Printer at 2:45pm APR 5 1979

APR 5 1979

Printed and Distributed 3:54pm

APR 5 1979

Sent to Committee on Calendars 4:00pm

APR 26 1979

Read Second time (~~amended~~): passed to third reading (~~failed~~)

by (Non-Record Vote) Record Vote of yeas, nays

 Present, not voting.

Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of yeas nays present not voting.

APR 27 1979

Read third time (~~amended~~); finally passed (~~failed~~) by a (~~Non-Record Vote~~) Record Vote of 109 yeas 8 nays 1 present not voting.

Caption ordered amended to conform to body of bill.

APR 30 1979

Returned to Senate.

APR 30 1979

RETURNED FROM HOUSE

Betty Murray
Chief Clerk of the House